FOR MYSORE STATE

Food and Agriculture (195) Department.

M SERIES.

G.O. NO. 993 Food and Agriculture)

993

Dated 24th May 50 -

[Despatch Abstract.]

Rules and Rules - Madras Commercial Crops Markets Act - Storage of groundnut - Tax and licences under the Madras Local Boards Act 1920 - and the Madras District Municipalities Act 1920 - orders passed

:Abstract:

ACTS AND RULES--Madras Commercial Crops Markets Act Storage of groundnut - Taking out licences under the Madras Local Boards Act, 1920 and the Madras District Municipalities Act, 1920 - Orders passed.

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Food and Agriculture Department.

G.O. Ms. No. 993 Dated 24th May 1950.

Read again:

G.O. No. 2336, Development dated 30--9--1940,

Read also:

1. From the Special Officer, Tindivanam, Municipality, No.A. 3. 1754/49 dated 11--7--1949

2. From the Collector of South Arcot, Ref. No. B. 5. 32384/49 dated 16--8--1949.

3. From the Commissioner, Villupuram, Municpality Roc. No. C. 2. 4703/49 dated 6--8--1949.

ORDER:

In their Order No. 2336, Development dated 30--9--1940 the Government expressed the view that the Madras Commercial Crops Markets Act, 1933, which was a later enactment would apply to the special subject of 'Commercial crops' and should be deemed to have impliedly repealed those provisions of the Madras District Municipalities Act which were repugnant to it and that no licence under the Madras District Municipalities Act would, therefore, be required for storing a commercial crop in a market established by a market committee in pursuance of its statutory powers under the Madras Commercial Crops Markets Act. However, subsequently in connection with a representation received from the Chairman of the South Arcot Groundnut Market Committee in 1944 to the effect that the South Arcot District Board had asked for a list of licensed traders who were selling and storing groundnut in the South Arcot Dt. with a view to enforcing the licensing provisions

of section 193 (1) of the Madras Local Boards Act for the storage or groundnut, the Government informed the Committee that it was not possible to hold that the licensing provisions contained in the Madras Commerical Crops Markets Act had by implication repealed the licensing provisions contained in the Madras Local Boards Act, 1920. In Memorandum No. 6428 H/~~X~~45-1 E & P.H., dated 22--2--1945 the President of the South Arcot District Board was also informed that the premises in which groundnut was stored were also licensable under the provisions of the Madras Local Boards Act. Representations were subsequently made to the Government that certain traders who had taken licences under the Madras Commercial Crops Markets Act for storage of groundnut were refusing to take out licences under the Madras Local Boards and Madras District Municipalities Acts also. The Government, have therefore, reviewed the whole question after taking the opinion of the Advocate General. They now direct, in supersession of the orders issued in G.O. 2336 , Development dated 30--9--1940 that the licensees under the Madras Commercial Crops Markets Act should also take out licnces under the Madras District Municipalities and Madras Local Boards Acts, in all cases where licences under these acts have to be taken out other than those covered by the general exemption granted under section 244 of the Madras District Municipalities Act, 1920. The ~~xxxxxxxx~~ exemption aforesaid will apply only to buildings in the occupation of a market committee established under section 4 A of the M.C.C.M. Act.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR)

M.A. Kuttalalingam Pillai
Secretary to Government.

cont. 3.

To

The Director of Agriculture.

The Collector of South Arcot.

The Examiner of Local Fund Audit.

copy to the Collectors of Guntur, Krishna, Bellary, Kurnool, Coimbatore, Anantapur, The Nilgiris, East Godavari, Malabar, and South Kanara.

copy to the President, of South Arcot District Board.

Copy to all Executive Authorities, through Chairman of Municipalities.

copy to L.A. Deptt.

copy to Legal Department.

Copy to Health Department,

copy ot Inspector, Local Boards and Muncipal Councils,

Director of Public Health.

copy to Development.

(TRUE COPY)

V.N.M. 7/6/

Superintendent.

(Signature)
9/7
N. Raghavan.